SCHEDULE FOR MOTION TO DISMISS

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1 WHEREAS, counsel for plaintiffs has reques	ted on extension to the due date for filing
witekeas, counsel for planting has reques	ted all extension to the due date for ining
2 Plaintiffs' Memorandum in Support of Their Opposi	tion to Defendants' Motion to Dismiss the
3 Second Consolidated Amended Class Complaint ("Opp	osition"), in part, based on a representation by
4 Julie J. Bai, one of the liaison counsel for lead plaintiff	s, involved in this matter, that one of the lead
5 counsel for Plaintiffs will be out on paternity leave.	
6 WHEREAS, counsel for defendants has agreed	, subject to Court approval, to extend the du
7 date for filing Plaintiffs' Opposition to August 17, 200	6.
8 WHEREAS, in exchange for extending the fil	ing due date for the Opposition, counsel fo
9 defendants has requested an additional 10 days to file	any reply briefs to the Opposition.
WHEREAS, counsels for defendants and plain	tiffs have agreed that any reply briefs to the
Opposition shall be filed within 40 days of service of the	e Opposition, unless otherwise agreed by the
12 parties.	
13 IT IS HEREBY STIPULATED AND AGREE	D, that counsel for Lead Plaintiffs shall have
14 until August 17, 2006, to file its Opposition and that an	y reply briefs shall be filed within 40 days o
service of the Opposition.	
BURT & PU	VALERIO PEASE TABACCO JCILLO
li e	ole Lavallee LE LAVALLEE
Joseph J. Taba	
Julie J. Bai	
San Francisco	, CA 94104
Facsimile: (41	5) 433-6382
28	
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27	Plaintiffs' Memorandum in Support of Their Opposition Second Consolidated Amended Class Complaint ("Opposition Julie J. Bai, one of the liaison counsel for lead plaintiffs counsel for Plaintiffs will be out on paternity leave.  WHEREAS, counsel for defendants has agreed date for filing Plaintiffs' Opposition to August 17, 2000  WHEREAS, in exchange for extending the fill defendants has requested an additional 10 days to file at WHEREAS, counsels for defendants and plain Opposition shall be filed within 40 days of service of the parties.  IT IS HEREBY STIPULATED AND AGREED until August 17, 2006, to file its Opposition and that an service of the Opposition.  DATED: July 26, 2006  BERMAN Debut Marchand Service Plant Service

## Case 4:05-cv-00295-PJH Document 124 Filed 08/02/06 Page 3 of 3 Stanley M. Grossman 1 Marc I. Gross Patrick V. Dahlstrom 2 Jason S. Cowart POMERANTZ HAUDEK BLOCK 3 **GROSSMAN & GROSS LLP** 100 Park Avenue 4 New York, NY 10017 Telephone: (212) 661-1100 5 Facsimile: (212) 661-8665 6 Lead Counsel for Lead Plaintiffs 7 8 DATED: July 24, 2006 ORRICK, HERRINGTON & SUTCLIFFE LLP 9 10 11 Robert P. Varian Jonathan B. Gaskin 12 Eunice J. Lee The Orrick Building 13 405 Howard Street San Francisco, CA 94105 14 Telephone: (415) 773-5996 Facsimile: (415) 773-5795 15 Counsel for Defendants 16 17 18 **ORDER** 19 The foregoing stipulation is approved and is so ordered. 20 8/2/06 DATED: 21 22 IT IS SO ORDERED 23 24 Judge Phyllis J. Hamilton 25 26 27

[C-05-0295 PJH] STIP AND [PROPOSED] ORDER MODIFYING BRIEFING SCHEDULE FOR MOTION TO DISMISS

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